

**Wisconsin Department of Transportation  
Division of State Patrol – Bureau of Communications  
4802 Sheboygan Ave.  
Room 551  
Madison, WI 53705**

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> St., SW Suite TW-A325  
Washington, D.C. 20554

Re: Annual 47 C.F.R. § 64.2009(e) CPNI Certification  
Covering Calendar Year 2009  
EB Docket No. 06-36  
Wisconsin Department of Transportation  
499 Filer ID: \_\_\_\_\_/FRN: 0002689628

**CERTIFICATION**

I, Carl R. Guse, hereby certify that I am an officer of the state agency named above and acting as its agent, that I have personal knowledge that the agency has established operating procedures effective during the calendar year 2009 that are adequate to ensure compliance with the Customer Proprietary Network Information rules set forth in 47 C.F.R. §§ 64.2001 *et seq.* of the rules of the Federal Communications Commission.

Attached to this certification is an accompanying statement that (i) explains how the agency's procedures ensure that the agency is in compliance with the requirements set forth in 47 C.F.R. §§ 64.2001 *et seq.* of the rules, (ii) explains any actions taken against data brokers during the past year, (iii) summarizes all customer complaints received in the past year concerning the unauthorized release of CPNI, and (iv) reports information known to the agency regarding tactics pretexters may be using to attempt access to CPNI.

The agency represents and warrants that the above certification is consistent with 47 C.F.R. § 1.17, which requires truthful and accurate statements to the Commission. The agency also acknowledges that false statements and misrepresentations to the Commission are punishable under Title 18 of the U.S. Code and may subject it to enforcement action.

Name: Carl R. Guse //Signature//  
Title: Frequency Specialist  
Date: 26 Feb. 2010

## STATEMENT

*The Wisconsin Department of Transportation (WisDOT)* has established procedures that ensure compliance with the Federal Communication Commission (“Commission”) regulations regarding the protection of customer network information (“CPNI”).

- WisDOT has adopted a manual and keeps it updated with FCC CPNI rule revisions, and has designated a CPNI compliance officer to oversee CPNI training and implementation.
- WisDOT has implemented a system whereby the status of a sub-agency’s CPNI approval can be determined prior to the use of CPNI.
- WisDOT maintains a record of its and its affiliates’ activities that use a sub-agency’s CPNI. A record is maintained of any and all instances where CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI. The record includes a description of each activity, the specific CPNI that was used in the activity, and what services were offered as part of the activity.
- WisDOT has established a supervisory review process regarding compliance with the CPNI rules with respect to outbound marketing situations and maintains records of carrier compliance for a minimum period of one year. Personnel obtain supervisory approval of any proposed outbound request for sub-agency approval regarding its CPNI, and a process ensures that opt-out elections are recorded and followed.
- WisDOT has established procedures to notify law-enforcement and sub-agencies of unauthorized disclosure of CPNI in accordance with FCC timelines.
- WisDOT took the following actions against data brokers in 2009, including proceedings instituted or petitions filed by carrier at a state commission, in the court system, or at the Federal Communications Commission: **None**
- The following is information WisDOT has with respect to the processes pretexters are using to attempt to access CPNI, and [if any] what steps carriers are taking to protect CPNI: ***WisDOT has determined that no pretexter has attempted to access CPNI on WisDOT’s system.***
- The following is a summary of all customer complaints received in 2009 regarding the unauthorized release of CPNI:
  - Number of customer complaints WisDOT received in 2009 related to unauthorized access to CPNI, or unauthorized disclosure of CPNI: **None**
  - **0** Number of instances of improper access by employees
  - **0** Number of instances of improper disclosure to individuals not authorized to receive the information

- 0 Number of instances of improper access to online information by individuals not authorized to view the information
- 0 Number of other instances of improper access or disclosure
- Description of instances of improper access or disclosure: N/A